

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

MADDUX BUILDING MATERIALS, INC. §
v. § CIVIL ACTION NO. 9:08CV212
MICHELLE JOHN, ET AL. §

ORDER ADOPTING REPORT AND
RECOMMENDATION OF UNITED STATES
MAGISTRATE JUDGE

The Report and Recommendation of the Magistrate Judge, which contains her findings, conclusions, and recommendation for the disposition of this case has been presented for consideration. The Report and Recommendation recommends that the Joint Motion for Dismissal With Prejudice (document [#15](#)) be granted and that the complaint be dismissed with prejudice pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii). No written objections have been filed. The Court therefore adopts the findings and conclusions of the Magistrate Judge as those of the Court.

In light of the foregoing, it is

ORDERED that the Joint Motion for Dismissal With Prejudice (document [#15](#)) is **GRANTED** and the complaint is **DISMISSED** with prejudice pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii). Any motion not previously ruled on is **DENIED**.

So **ORDERED** and **SIGNED** this **9** day of **November, 2009**.



Ron Clark, United States District Judge